IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL WRIT PETITION NO.259 OF 2007

Pramod Neru Nawar, .. Petitioner
Vs
The State of Maharashtra and ors, Respondents.

Mr M.S.Mohite (Court appointed), for the petitioner.

Mr Harshad Ponda with Mr P.K.Shroff and Ms Radhika Kalpatrai i/b P.K.Shroff & Co, and Mr B.A.D'Lima and Mrs I.M.D'Lima, for respondent nos 3,4 and 5.
Ms Simran Puri, for respondent no.6.
Mr S.R.Borulkar, Public Prosecutor for the respondent-State.

CORAM : SMT.RANJANA DESAI & D.B.BHOSALE,JJ.

DATED : 16th APRIL, 2007

P.C.:

1. We have heard the learned counsel for the petitioner, Mr Ponda, and the learned counsel for respondent nos 3 to 5. The learned counsel have informed us that the parties have amicably settled the dispute. Consent Terms duly signed by the learned counsel for the petitioner and the learned counsel for respondent nos 3 to 5 and respondent no.3 for himself and for respondent nos 4 and 5, dated 16.4.2007, are taken on record and marked "X". In view of the consent terms, nothing survives in this petition and the petition is disposed of in terms of the consent terms.

2. Insofar as the larger issue as to whether it is permissible to withhold the dead body on account of nonpayment of dues to the hospital by the relatives of the deceased is concerned, the learned counsel for respondent no.6 states that appropriate directions and/or guidelines will be issued. This statement is recorded and accepted. We also direct the Medical Council of India to look into the matter and issue appropriate directions expeditiously.

(D.B.BHOSALE,J.) **(SMT.RANJANA DESAI,J.)**